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I hereby certify that this correspondence is being transmitted via facsimile to the Commissioner for Patents at (703) 308 6916 on August 8, 2003.

By Linda A. Jimura
Linda A. Jimura

Date August 8, 2003

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Inventor(s): Hiroshi Amano et al.

Group Art Unit: 2828

Serial No.: 10/040,328

Examiner: Dung T. Nguyen

Filed: 19 December 2001

Title: *Group III-Nitride Semiconductor Device and Group III-Nitride Semiconductor Laser*

Atty Docket: 10991002-4

PETITION

Commissioner for Patents
Alexandria
VA 22313-1450

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AUG 08 2003

PETITIONS OFFICE

Sir:

Applicants respectfully petition the Commissioner to accept an unintentionally delayed claim under 35 USC § 365(c) for the benefit of a prior filed application, namely, International Application No. PCT/US00/19387 under the Patent Cooperation Treaty in the above patent application.

(i) The Commissioner is authorized to charge the surcharge amount of \$1240.00 set forth in 37 CFR § 1.17(t) to Deposit Account No. 50-1078.

(ii) An improper claim of priority under 35 USC § 365(b) was made when the application was filed. Accordingly, the entire delay between 19 March 2002,

USSN 09/368,485

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the date on which the claim was due under 37 CFR 1.78(a)(2) and today's date,
the date on which the claim is being made was unintentional.

A copy of the preliminary amendment filed today to amend the application
to include the claim under 35 USC § 365(c) is attached.

Respectfully submitted,
Hiroshi Amano et al.

By: 

Ian Hardcastle
Reg. No. 34,075

Dated: 030808

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